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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE DISTRICT OF OREGON

9 AMANDA RUKENBROD, f.k.a.  
10 AMANDA WOLFE, an individual,

O R D E R  
Civ. No. 09-6007-TC

11 Plaintiff,

12 vs.

13 LINCOLN COUNTY, an incorporated  
14 subdivision of the State of  
15 Oregon; DENNIS L. DOTSON, Sheriff  
16 and CHRIS MILLER, an individual,

17 Defendants.  
18

19 AIKEN, Chief Judge:

20 Magistrate Judge Coffin filed his Findings and  
21 Recommendation on March 16, 2010. The matter is now before me  
22 pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).  
23 When a party objects to any portion of the Magistrate's Findings  
24 and Recommendation, the district court must make a de novo  
25 determination of that portion of the Magistrate's report. 28  
26 U.S.C. § 636(b)(1)(B); McDonnell Douglas Corp. v. Commodore  
27 Business Machines, 656 F.2d 1309, 1313 (9th Cir. 1981), cert.  
28 denied, 455 U.S. 920 (1982).

Defendants have timely filed objections. I have, therefore,  
given the file of this case a de novo review. I ADOPT the

1 Magistrate's Findings and Recommendation (doc. 29) that  
2 defendants' motion for summary judgment (doc. 12) is granted as  
3 to plaintiff's intentional infliction of emotional distress  
4 claim, and defendants Sheriff Dotson and Lincoln County are  
5 dismissed as to plaintiff's section 1983 claim. The remainder of  
6 defendants' motion is denied. Plaintiff's section 1983 claim  
7 against Officer Miller remains as does plaintiff's claim for  
8 false arrest.

9 IT IS SO ORDERED.

10 Dated this 6 day of May 2010.

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15 Ann Aiken  
16 United States District Judge  
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